

Serial No.: 10/777,801

RECEIVED
CENTRAL FAX CENTER
DEC 22 2008**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Robert E. Richard

Serial No.: 10/777,801

Filed: 02/12/2004

Title: POLYMER-FILLER COMPOSITES FOR CONTROLLED DELIVERY
OF THERAPETIC AGENTS FROM MEDICAL ARTICLES

Art Unit: 1615

Examiner: Carlos A. Azpuru

Confirmation No.: 5835

Docket No.: 03-239

Via Facsimile 571-273-8300

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)
AND RESPONSE TO ADVISORY ACTION

Sir:

This communication is in response to the final Office Action mailed July 22, 2008 and the Advisory Action mailed December 3, 2008.

As an initial matter, it is noted that Applicant filed a response to the final Office Action on September 22, 2008—two months after the mailing date of the final Office Action. Thus, contrary to the Advisory Action, this response was due on the mailing date of the Advisory Action (i.e., December 3, 2008).

Applicant hereby petitions the Commissioner to grant a one (1) month extension of time, up to and including Monday, January 5, 2009, in which to respond to the Advisory Action mailed December 3, 2008 in the above-identified application. Authorization is hereby given to charge the 1-month extension fee (\$130) to the undersigned attorney's PTO deposit account No. 50-1047. It is further requested that the U.S. Patent and Trademark Office charge any deficiencies, or credit any overpayments made to Deposit Account 50-1047.